IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL

Original Jurisdiction

Dated: Nainital: the 1 st day of October, 2002

Criminal Misc. Bail Application No. 1023 of 2002

Order on the Bail Application

CRIMINAL SIDE

Jitander alias Jittu son of Sri Dharamveer Singh, resident of Type I, Lal Bahadur Shastri Academy Mussoorie, Police Station Mussoorie, District Dehradun

……Applicant(s)

Versus

State of Uttaranchal ……..Opposite Party

Arising out of- Case crime no. 38 of 2002,
Under section 304 of I.P.C.,
Police Station Mussoorie,
District Dehradun

By the Court

Hon'ble Irshad Hussain, J.

Heard learned counsel for the applicant and the learned A.G.A.

There was some quarrel between the boys when they were returning from the school. The applicant-accused is alleged to have given a blow on the head of the victim Mayank Arora. Considered the allegations of the F.I.R., the statement of witness Prabhash and also the postmortem report which did not show any external injury, but shows internal damage. Considering the totality of the facts of the case, I find it to be a fit case for bail.

Let the applicant Jitander alias Jittu son of Sri Dharamveer Singh, resident of Type I, Lal Bahadur Shastri Academy Mussoorie, Police Station Mussoorie, District Dehradun be released on bail in case crime no.38 of 2002, under section 304 of I.P.C.,
Police Station Mussoorie, District Dehradun on his filing a personal bond and adequate sureties to the satisfaction of C.J.M., Dehradun.

(Irshad Hussain, J.)

01.10.02./B.